

# **EXHIBIT**

## **B**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

IN RE GENETICALLY MODIFIED  
RICE LITIGATION

4:06 MD 1811 CDP  
ALL CASES

**FILED UNDER SEAL**

**PROPOSED ORDER REGARDING PRE-TRIAL DEADLINES FOR THE  
FIFTH BELLWEATHER TRIAL (TEXAS PRODUCER PLAINTIFFS)**

The following shall modify the procedures and deadlines as set forth in CMO-20 for the Fifth Bellwether Trial (Texas Producer Plaintiffs).

- a. The plaintiffs in the Fifth Bellwether Trial are Lee Hafernicks and related entities and James and Carol Gentz and related entities.
- b. Any motions to dismiss; for summary judgment, motions for judgment on the pleadings, or *Daubert* motions or other motions to exclude or limit expert testimony must be filed no later than **July 30, 2010**. Opposition briefs shall be filed no later than **August 20, 2010** and any reply brief shall be filed no later than **September 3, 2010**.
- c. Initial pre-trial submissions must be filed no later than **September 15, 2010**, the second part of the submissions must be filed no later than **September 24, 2010**, and a final pre-trial conference will be held on **Thursday, September 30, 2010 at 10:00 am**. Pre-trial submissions will follow the form set out in docket #1325, except that motions in limine must be filed with the first part of the submissions.

Respectfully submitted,

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*Plaintiffs' Executive Committee*

**CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that I have this 4th day of March, 2010, electronically filed a copy of the foregoing with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the parties of record.

/s/ Don M. Downing